

CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

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TITLE OF CASE		ATTORNEYS					
TEXACO INC., a corporation vs PHILLIPS PETROLEUM COMPANY, a corporation		For plaintiff: Philip R. Wimbish Elmer W. Adams P. O. Box 2420 Tulsa, Oklahoma 74102 For defendant: Kenneth Heady Legal Department Phillips Petroleum Company Bartlesville, Okla. 74003 R. B. McDermott 1300 Natl. Bank of Tulsa Bldg. Tulsa, Okla. 74103 (587-0145)					
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.		
J.S. 5 mailed 6-1-71	Clerk	1971 5-12	Texaco	15 00			
J.S. 6 mailed 10-1-72	Marshal	5-13-71 9-28-72 10-5-72	C.D.No. 50 Adams C.D.No.16		15 00		
Basis of Action: Suit on account	Docket fee			5 00			
	Witness fees				5 00		
Action arose at:	Depositions						

DATE	PROCEEDINGS	Date Order or Judgment Noted
5-12-71	Complaint filed and summons issued. ds	Service Agent,
5-25-71	Summons, returned & filed: served Edward J. Fauss, Okla. City/ on 5-17-71. (USM \$4.00)	
6-1-71	Application for an extension of time to plead, filed. m	
6-1-71	Order extending time to plead or answer to 6-21-71, filed. (JHP-Clerk)js	
6-14-71	Plaintiff's interrogatories to defendant, filed. ds	
6-21-71	Answer, filed. g	
6-25-71	Motion for leave to file amendment to complaint, filed. ds	
6-25-71	Brief (Letter) in support of motion, filed. ds	
6-28-71	Ordered by the court granting the Motion for Leave to file amendment to Complaint. (FD-J)r	
6-28-71	Pltf's Amendment to complaint, filed. r (changing only statute)	
6-28-71	Plaintiff's Interrogatories to defendant Phillips Pet. Co. filed. h	
7-9-71	Deft's Application for an extension of time within which to answer Pltf's Interrogatories, filed. r	
7-10-71	Order that the Deft. Phillips Petroleum Co. is extended and allowed until 7-29-71 to answer pending interrogatories by the Pltf. (FD-J)r	
7-26-71	Deft's Answers to Pltf's Interrogatories, served 6-11-71. Filed. r	
7-26-71	Deft's Answers to Pltf's Interrogatories, served 6-24-71. Filed. r	
8-9-71	Pltf's Interrogatories to Defendant, filed. r	
8-24-71	Plaintiff's motion for leave to file amended complaint, with brief in support, filed. ds	
8-31-71	It is ordered by the court that pltf's Motion for leave to file amended complaint is allowed. (FD-J) r	
8-31-71	Pltf's Amended Complaint, filed. r	
8-31-71	It is ordered by the court, that defts are granted 20 days to answer said amended complaint, from this date. (FD-J)r	
9-8-71	Deft's application for an extension of additional time within which to answer interrogatories, filed. m	
9-8-71	Order that deft be granted until 9-23-71 to prepare, serve and file its answers or objections to pltf's third set of interrogatories. Filed. (FD-J)r	
9-15-71	Answer to amended complaint, filed. m	
9-22-71	Defendant's Answers to Plaintiff's Interrogatories Served August 6, 1971, filed. v	
10-4-71	Request of plaintiff for production of documents and things for inspection and copying, filed. ds	
11-3-71	Response to request for production of documents by Deft., Phillips Petroleum Co., filed. v	
12-3-71	Case set for Pre-Trials on Monday, December 20, 1971 at 10:00 A.M. (FD-J)r	
12-20-71	Case called for Pre-Trial. Deft. directed to file Motion to Dismiss w/ brief. Case stricken by agreement of counsel. (FD-J)r (atty to draw up Order)	
12-20-71	Stipulation filed in Open Court. filed. r	
12-27-71	Order filed that cause be stricken from the P-T Docket and it is further ordered that the deft file its motion to dismiss and brief in support and that pltf file a response thereto, filed. (FD-J)r (Copies mailed to attys)	
6-9-72	Deft's Motion to Dismiss w/attached Memorandum in support of Deft's Motion to Dismiss, filed. r	
6-13-72	Ordered that pltf. respond to deft's motion to dismiss the amended complaint within 20 days. (FD-J)hm	
7-5-72	Brief in response to defendant's motion to dismiss, filed. ds	

(OVER)

D. C. 110A Rev. Civil Docket Continuation

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DATE	PROCEEDINGS	Date Order or Judgment Noted
9-15-70	Order filed and entered; deft's motion to dismiss is granted and Pltff's action is dismissed for want of jurisdiction, filed and Entered. (FD-J_r Cpies mailed to attys)	
9-28-72	Notice of appeal by plaintiff, filed. cpy to USCA, Kenneth Heady & R. B. McDermott. g	
9-28-72	Bond on appeal, the Travelers Indemnity Co., surety, filed. g	
10-6-72	Appeal record sent to USCA. g	
3-29-74	Mandate of USCA reversing its judgment of 7-13-73, with costs and affirming the judgment of the USDC, N. Dist. Okla., pursuant to mandate issued 2-19-74 by the Supreme Court of the United States; Phillips Petroleum Co. to recover from Texaco, Inc. \$100.00 for its costs expended in petitioning for certiorari to the Supreme Court, filed and spread of record. g	
4-5-74	Appeal record (1 vol.) rec'd from USCA. g	

DATE	PROCEEDINGS	Date Order or Judgment Note